

SENATOR DeCAMP: Yes.

SENATOR STONEY: Would a misdemeanor also classify or qualify?

SENATOR DeCAMP: No.

SENATOR STONEY: Well you mentioned joy riding. You don't mean to tell me that joy riding is a felony in the State of Nebraska? Or is it?

SENATOR DeCAMP: Yes, it is. You see our Nebraska law actually doesn't deal with that very well. You'll see that, I think, maybe later in the week when we're actually dealing with some other sections. We specifically deal with this different concept of joy riding as opposed to car theft. It was hard to distinguish under the old law because was the kid just taking the car out for a spin around the block for a party that night, or did they have actual intent to steal the car? So in the past they found different excuses frequently when they realized they were going for a spin around the block, but the law didn't specifically deal with it. So under the new proposal in the Code we will specifically deal with this particular problem that has arisen, we differentiate it from actual auto theft. But, yes, joy riding, in the past, definitely, definitely, definitely could be a felony conviction and was most frequently.

SENATOR STONEY: I see. Thank you Senator DeCamp. One other remark I might make to Senator Schmit. Senator Schmit, if you'd yield. I am in favor of what you're attempting to do with this amendment. The only thing I would bring to your attention is that we have a similar measure encompassed in another bill before the Judiciary Committee at the present time and that is LB 166. So I don't know whether or not you wish to add it here and then we'll take that into consideration or further deliberations, if it's adopted.

SENATOR SCHMIT: Senator Stoney, I would prefer to move this route, if you don't object.

SENATOR STONEY: I have no objections, but I just wanted to bring it to your attention if you were not aware of it.

PRESIDENT: The question is Senator Schmit's amendment. Would you care to close on that, Senator?

SENATOR SCHMIT: I have no closing, Mr. President.

PRESIDENT: The question is the adoption of that amendment. Record your vote. Record.

CLERK: 28 ayes, 0 nays, Mr. President, on adoption of amendment number one.

PRESIDENT: The amendment is adopted. What is next, Mr. Clerk?

CLERK: There are a series of amendments here. I assume amendment number two.

SENATOR SCHMIT: Yes, if you please.

PRESIDENT: Proceed, Senator.